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FACSIMILE TRANSMISSION

PLEASE DELIVER THE FOLLOWING PAGES

COMPANY/FIRM : Examiner E. McElwain/U.S. PATENT OFFICE

FACSIMILE NO. : 571-273-8300

FROM : Gary J Gershik/LCM

TOTAL NUMBER OF PAGES, INCLUDING COVER PAGE: 16

DATE : September 9, 2008

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MESSAGE: Re: U.S. Serial No. 09/981,124

RESPONSE TO JULY 9, 2008 FINAL OFFICE ACTION

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Docket No. 72242-AB/JPW/GJG/LCMIN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED
CENTRAL FAX CENTER**Applicant(s): Allan Green et al.**SEP 09 2008**Serial No. : 09/981,124 Examiner: E. McElwainFiled : October 17, 2001 Group Art Unit: 1638For : FATTY ACID EPOXYGENASE GENES FROM PLANTS AND USESTHEREFOR IN MODIFYING FATTY ACID METABOLISMMail Stop Amendment
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450Date: September 9, 2008

Sir:

Transmitted herewith is an amendment to the above-identified application.

Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been previously established.

A verified statement to establish small entity status under 37 C.F.R. §1.9 and §1.27 is enclosed.

No additional fee is required.

The filing fee is calculated as follows:

	Number after Amendment	Highest Number Previously Paid For ¹	Number of Extra Claims Presented	RATE		FEE	
				Small Entity	Other Entity	Small Entity	Other Entity
Total Claims	21	25	*** 0 x	\$25	\$50	-	0
Independent Claims	2	4	*** 0 x	\$105	\$210	-	0
Multiple Dependent Claim(s) Presented For First Time <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				\$185	\$370	-	
				TOTAL ADDITIONAL FEE \$ 0			

- ¹ The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims originally filed.
- * If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.
- ** If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.
- *** If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0".

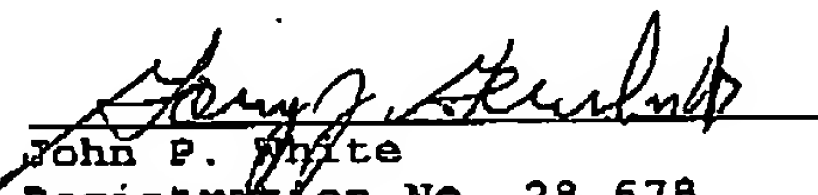
JPW Rev. 10-1-07

Applicant(s): Allan Green et al.Serial No. : 09/981,124Filed : October 17, 2001Amendment Transmittal Letter
Page 2

The following are also enclosed:

☒ One additional copy of this Amendment Transmittal Letter☐ Return Receipt Postcard☐ An Information Disclosure Statement, including Form PTO-1449
(Copies of citations included: Yes ☐ No ☐
and a fee of \$ ☐ included)☐ A Petition for an Extension of Time, including a fee of
\$ ☐ for a Petition for ☐ Month(s) Extension of Time☐ Other (identify): ☐THE TOTAL FEE DUE IS \$ 0.☐ A check in the amount of \$ ☐ is enclosed.☐ Please charge Deposit Account No. ☐ in the amount of
\$ ☐.☒ The Commissioner is hereby authorized to charge any additional fees
required or credit any overpayment to Deposit Account No. 03-3125
as follows:☒ Fees under 37 C.F.R. §1.16 for the presentation of extra claims
☐ Patent application processing fees under 37 C.F.R. §1.17

Respectfully submitted.


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JPW Rev. 10-1-07

EXPEDITED RESPONSE
UNDER RULE 116
GROUP ART UNIT 1621

Docket No. 72242-AB/JPW/GJG/LCM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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SEP 09 2008

Applicants: Allan Green et al.

Serial No.: 09/981,124

Examiner: E. McElwain

Filed : October 17, 2001

Group Art Unit: 1638

For : FATTY ACID EPOXYGENASE GENES FROM PLANTS AND USES
THEREFOR IN MODIFYING FATTY ACID METABOLISM

1185 Avenue of the Americas
New York, New York 10036
September 9, 2008

BY FACSIMILE 571-273-8300
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT UNDER 37 C.R.F. 1.116 IN RESPONSE TO JULY 9, 2008
FINAL OFFICE ACTION AND REQUEST FOR EXAMINER INTERVIEW

This Amendment is filed in response to the Final Office Action issued July 9, 2008 in connection with the above-identified application. A response to the July 9, 2008 Final Office Action is due October 9, 2008. This communication is being timely filed within two (2) months of the Final Office Action.

Please amend the above-identified application as follows: